IN THE HIGH COURT OF JUDICATURE

ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE J.CHELAMESWAR

and
THE HON'BLE MR JUSTICE M.VENKATESWARA REDDY

WRIT PETITION NO : 19617 of 2005

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Dated: 7th October 2005.

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Between:

Sayeeda Mukraam Ali

..... PETITIONER

AND

The Station House Officer, Saifabad Police Station, Hyderaqbad and others

.....RESPONDENTS

THE HON'BLE SRI JUSTICE J.CHELAMESWAR

AND

THE HON'BLE SRI JUSTICE M.VENKATESWARA REDDY

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W.P.NO.19617 OF 2005

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ORAL ORDER:

(Per the Hon'ble Sri Justice M.Venkateswara Reddy)

This taken up writ petition flows from a letter dated 31st August 2005 sent by the petitioner.

The petitioner alleges that a band party by name Pentaiah Band, at Saba Function Hall, situate in front of the petitioner's residence, Saifabad, Hyderabad, played loud music on 24th August 2005 at 2-00 A.M. and thereby caused severe disturbance to him (petitioner), who is a patient of hypertension and heart ailment, resulting in raise of blood pressure and also causing disturbance and annoyance to the residents of the locality. It is further alleged that the employees of the above said Saba Function Hall behaved rudely with the petitioner and the neighboring residents raised objections till the police intervened.

Another grievance of the petitioner is that there is lack of parking space in the above said Saba Function Hall and the same is causing inconvenience to the residents of the locality.

The Government Pleader for Home took notice of the matter and a counter of Inspector of Police, Nampally Police Station is filed into Court, stating that after conducting preliminary investigation, a petty case was booked in Crime No.219 of 2005 for the offence punishable under Section 21 of the Hyderabad City Police Act, against the persons who resorted to noise pollution; that prompt action was also taken on the complaint of the petitioner; and that the said Saba Function Hall has parking space inside its premises. Though it is further stated that on some occasions the parking space of the said function hall is not sufficient to accommodate the vehicles and the vehicles are being parked on the road, it is assured, that the police would take all appropriate steps to see that the residents of the locality are not inconvenienced and the traffic is not obstructed on account of the irregular parking of vehicles.

Since already a petty case was registered and the matter is being attended to by the police with regard to the alleged noise pollution and the police stated that appropriate action would be taken whenever problems arise out of the parking of vehicles in and outside the premises of the above said Saba Function Hall, we feel that there is no need to proceed with the matter further.

Accordingly, the writ petition is closed at the admission stage.

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J.Chelameswar, J

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M.Venkateswara Reddy, J

7th October 2005

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